



Item:	B-1
Minutes for:	01/02/19
Adopted:	03/06/19

**MINUTES OF A REGULAR MEETING OF THE
MADERA CITY COUNCIL AND SPECIAL MEETING OF
THE MADERA CITY COUNCIL AS THE
GROUNDWATER SUSTAINABILITY AGENCY
CITY OF MADERA, CALIFORNIA**

**January 2, 2019
6:00 p.m.**

**Council Chambers
City Hall**

CALL TO ORDER – The meeting was called to order at 6:00 p.m.

ROLL CALL:

Present: Mayor Andrew J. Medellin
Mayor Pro Tem Steve Montes, District 3
Council Member Cece Foley Gallegos, District 1
Council Member Jose Rodriguez, District 2
Council Member Derek O. Robinson Sr., District 4
Council Member Santos Garcia, District 5
Council Member Donald E. Holley, District 6

Others present were City Administrator Arnoldo Rodriguez, City Attorney Brent Richardson, City Clerk Sonia Alvarez, Director of Community Development David Merchen, Director of Financial Services Tim Przybyla, City Engineer Keith Helmuth, Public Works Operations Director John Scarborough, Chief of Police Dino Lawson, Director of Parks and Community Services Mary Anne Seay, Grant Administrator Ivette Iraheta, Chief Building Official Steve Woodworth, Information Services Manager Mark Souders, Acting Planning Manager Chris Boyle, Division Fire Chief Matt Watson, Human Resources Administrative Analyst Eugene Haynes, Commander Gino Chiaramonte, and Engineering Administrative Analyst Jimmy Monreal.

INVOCATION: Pastor Lance Leach, Valley West Christian Center

PLEDGE OF ALLEGIANCE: Mayor Medellin.

PUBLIC COMMENT:

The first fifteen minutes of the meeting are reserved for members of the public to address the Council on items which are within the subject matter jurisdiction of the Council. Speakers shall be limited to three minutes. Speakers will be asked to identify themselves and state the subject of their comment. If the subject is an item on the Agenda, the Mayor has the option of asking the speaker to hold the comment until that item is called. Comments on items listed as a Public Hearing on the Agenda should be held until the hearing is opened. The Council is prohibited by law from taking any action on matters discussed that are not on the Agenda, and no adverse conclusions should be drawn if the Council does not respond to public comment at this time.

No comments were offered.

PRESENTATIONS Presentation by Mexican Consulate – Update on Partnership and Services Provided in Madera (Fernanda Cámara)

Presentation was heard later in the meeting immediately following Section C of the agenda.

INTRODUCTIONS None.

A. WORKSHOP

There are no items for this section.

B. CONSENT CALENDAR

Items on the consent calendar are adopted with a single motion and vote of the council. Items pulled from the consent calendar for further discussion are adopted under separate action.

Council Member Gallegos pulled item B-8 for discussion.

Council Member Robinson pulled items B-6 and B-7 for discussion.

ON MOTION BY COUNCIL MEMBER HOLLEY, AND SECONDED BY COUNCIL MEMBER GALLEGOS, THE CONSENT CALENDAR, WITH THE EXCEPTION OF ITEMS B-6, B-7, AND B-8, WAS ADOPTED UNANIMOUSLY BY A VOTE OF 7-0.

- B-1 Minutes – There are no minutes for consideration.
- B-2 Register of Audited Demands for 12/11/18 – 12/24/18 (Report by Tim Przybyla)
- B-3 Water Conservation Report for November 19th through December 16th (Report by John Scarborough)
- B-4 Consideration of a Resolution Approving the Amended Application for the Fiscal Year (FY) 2016-17 Allocation of the Regional Surface Transportation Program (RSTP) Exchange Funding Between the Madera County Transportation Commission and the City of Madera and Allocating \$125,000 to Union Pacific Railroad (UPRR) Crossing – Street Approach (Project R-000032) (Report by Keith Helmuth)

RES. NO. 19-01 RESOLUTION APPROVING THE AMENDED APPLICATION FOR THE FISCAL YEAR (FY) 2016/17 ALLOCATION OF THE REGIONAL SURFACE TRANSPORTATION PROGRAM (RSTP) EXCHANGE FUNDING BETWEEN THE MADERA COUNTY TRANSPORTATION COMMISSION AND THE CITY OF MADERA

- B-5 Informational Report on Personnel Activity (Report by Wendy Silva)
- B-6 Consideration of a Resolution Rescinding Resolution No. 18-81 and Approving the Amended Applications for Transportation Development Act - Local Transportation Funds for FY 2018/19 with FY 2017/18 Carryover Balances of \$3,286,818.01, and the FY 2018/19

State Transit Assistance Funds and Authorizing the City Engineer to Execute Applications (Report by Keith Helmuth) *[Item pulled for discussion.]*

B-7 Consideration of a Minute Order Granting Authority to the City Manager to Pursue the CITYOFMADERA.GOV Domain Name and/or Potential Alternate Domain Names on Behalf of the Mayor (Report by Mark Souders) *[Item pulled for discussion.]*

B-8 Consideration of a Resolution Appointing Diana Robbins to the City of Madera ADA Advisory Council (Report by Wendy Silva) *[Item pulled for discussion.]*

Items pulled for discussion.

B-8 *Consideration of a Resolution Appointing Diana Robbins to the City of Madera ADA Advisory Council (Report by Wendy Silva)*

Council Member Gallegos requested item postponed until the January 16th meeting when a second appointment to the ADA Advisory Council will also be considered.

COUNCIL MEMBER GALLEGOS MADE A MOTION TO POSTPONE APPOINTMENT TO THE JANUARY 16, 2019 MEETING. THE MOTION WAS SECONDED BY COUNCIL MEMBER ROBINSON AND WAS ADOPTED UNANIMOUSLY BY A VOTE OF 7-0.

B-6 *Consideration of a Resolution Rescinding Resolution No. 18-81 and Approving the Amended Applications for Transportation Development Act - Local Transportation Funds for FY 2018/19 with FY 2017/18 Carryover Balances of \$3,286,818.01, and the FY 2018/19 State Transit Assistance Funds and Authorizing the City Engineer to Execute Applications (Report by Keith Helmuth)*

Staff addressed Council Member Robinson's question regarding bus stop at Walmart Shopping Center.

ON MOTION BY COUNCIL MEMBER GALLEGOS, AND SECONDED BY COUNCIL MEMBER RODRIGUEZ, ITEM B-6, RES. NO. 19-02, WAS ADOPTED UNANIMOUSLY BY A VOTE OF 7-0.

RES. NO. 19-02 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, RESCINDING RESOLUTION NO. 18-81 AND APPROVING THE AMENDED APPLICATIONS FOR TRANSPORTATION DEVELOPMENT ACT – LOCAL TRANSPORTATION FUND FOR FISCAL YEAR (FY) 2018/19 WITH FY 2017/18 CARRYOVER BALANCES OF \$3,286,818.01, AND THE FY 2018/19 STATE TRANSIT ASSISTANCE FUNDS, AND AUTHORIZING THE CITY ENGINEER TO EXECUTE THE APPLICATIONS

B-7 *Consideration of a Minute Order Granting Authority to the City Manager to Pursue the CITYOFMADERA.GOV Domain Name and/or Potential Alternate Domain Names on Behalf of the Mayor (Report by Mark Souders)*

Staff addressed Council Member Robinson's question regarding purpose of branding.

ON MOTION BY COUNCIL MEMBER GALLEGOS, AND SECONDED BY COUNCIL MEMBER RODRIGUEZ, ITEM B-7, A MINUTE ORDER GRANTING AUTHORITY TO THE CITY MANAGER TO PURSUE THE

CITYOFMADERA.GOV DOMAIN NAME AND/OR POTENTIAL ALTERNATE DOMAIN NAMES ON BEHALF OF THE MAYOR, WAS ADOPTED UNANIMOUSLY BY A VOTE OF 7-0.

C. HEARINGS, PETITIONS, BIDS, RESOLUTIONS, ORDINANCES, AND AGREEMENTS

- C-1 Consideration of a Resolution Approving Request from the Madera Downtown Association for the City of Madera to Participate in a Crow Hazing Program and Amending the City of Madera Fiscal Year 2018/2019 Budget (Report by Tim Przybyla)

The Director of Financial Services Tim Przybyla presented the report. Debi Bray, Steve Copland, and John Barsotti, representing the Madera Downtown Association, spoke in support of the program.

Tony Pantaleo, Falconer, provided an overview of how the program works.

Resident Linda Hatfield had questions regarding predators.

Resident DJ Becker, representing the Friends of the Madera Animal Shelter, asked that they consider use of the commercial product which disrupts ovulation to help reduce the population.

ON MOTION BY COUNCIL MEMBER GALLEGOS, AND SECONDED BY COUNCIL MEMBER ROBINSON, ITEM C-1, RES. NO. 19-03, WAS ADOPTED UNANIMOUSLY BY A VOTE OF 7-0.

RES. NO. 19-03 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPROVING A REQUEST FROM THE MADERA DOWNTOWN ASSOCIATION TO UTILIZE PARKING DISTRICT AND CITY OF MADERA COMMUNITY PROMOTION FUNDS FOR CROW ABATEMENT PURPOSES AND AUTHORIZING AND APPROVING AMENDMENTS TO THE CITY OF MADERA FISCAL YEAR 2018/2019 BUDGET

- C-2 Second Reading and Consideration of Adoption of an Ordinance Rezoning Approximately 38.5 Acres Located Approximately 2,000 Feet West of the Southwest Corner of the Intersection of West Cleveland Avenue and North Westberry Boulevard from the PD-8000 (Planned Development) Zone District to the PD-6000 (Planned Development) Zone District (APNs: 006-380-027 and 028) (Report by Chris Boyle)

The report was presented by the Acting Planning Manager Chris Boyle.

The ordinance was read by title by the City Clerk.

ON MOTION BY COUNCIL MEMBER HOLLEY, AND SECONDED BY COUNCIL MEMBER GALLEGOS, FURTHER READING WAS WAIVED, AND ITEM C-2, ORD. NO. 959 C.S. WAS ADOPTED UNANIMOUSLY BY A VOTE OF 7-0.

ORD. NO. 959 C.S. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MADERA AMENDING THE OFFICIAL CITY OF MADERA ZONING MAP TO REZONE APPROXIMATELY 38.5 ACRES OF PROPERTY (APN: 006-380-027 AND 006-380-028), LOCATED APPROXIMATELY 2,000 FEET WEST OF THE SOUTHWEST CORNER OF THE INTERSECTION OF NORTH WESTBERRY BOULEVARD AND WEST CLEVELAND

AVENUE, FROM THE PD-8000 (PLANNED DEVELOPMENT ZONE DISTRICT TO THE PD-6000 (PLANNED DEVELOPMENT) ZONE DISTRICT.

- C-3 Consideration of Resolution Accepting a Grant Award from the Federal Transit Administration for the Madera Transit Center and Amending the FY 2018/19 Budget (Report by Ivette Iraheta)

The report was presented by the Grant Administrator Ivette Iraheta.

ON MOTION BY COUNCIL MEMBER HOLLEY, AND SECONDED BY COUNCIL MEMBER RODRIGUEZ, ITEM C-3, RES. NO. 19-04, WAS ADOPTED UNANIMOUSLY BY A VOTE OF 7-0.

RES. NO. 19-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, ACCEPTING A GRANT AWARD FROM THE FEDERAL TRANSIT ADMINISTRATION FOR THE MADERA TRANSIT CENTER AND AMENDING THE FY 2018/19 BUDGET

PRESENTATIONS *Presentation by Mexican Consulate – Update on Partnership and Services Provided in Madera (Fernanda Cámara)*

Fernanda Cámara, representing the Mexican Consulate, provided an overview of the services provided in Madera and the number of people served.

D. WRITTEN COMMUNICATIONS

There are no items for this section.

E. ADMINISTRATIVE REPORTS

- E-1 Consideration of a Minute Order Approving and Accepting the City of Madera Investment Report for the Quarter Ending September 30, 2018 (Report by Tim Przybyla)

The report was presented by the Director of Financial Services Tim Przybyla.

ON MOTION BY COUNCIL MEMBER HOLLEY, AND SECONDED BY COUNCIL MEMBER RODRIGUEZ, ITEM E-1, A MINUTE ORDER APPROVING AND ACCEPTING THE CITY OF MADERA INVESTMENT REPORT FOR THE QUARTER ENDING SEPTEMBER 30, 2018, WAS ADOPTED UNANIMOUSLY BY A VOTE OF 7-0.

- E-2 Quarterly Budget Review and Prior Fiscal Year General Fund Budget Review (Report by Tim Przybyla)

The report was presented by the Director of Financial Services Tim Przybyla.

Council requested that staff make a presentation at a future meeting on capital projects to show projects completed, not completed, and related funding. Staff was also asked to explore zero based budgeting.

F. COUNCIL REPORTS

Council Member Robinson requested that an item be added to a future agenda to discuss Council travel expenses.

Council Member Holley reminded everyone regarding the upcoming Martin Luther King Day Jr. Day program to be held at Martin Luther King Jr. Middle School on January 20th at 2:00 p.m.

Council Member Holley encouraged everyone to sponsor a table at the upcoming Big Brother Big Sisters Gala.

Mayor Medellin requested a status update on the water leak on Olive Avenue by the high school.

Mayor Medellin requested a status update on the sidewalk near the school on Sunrise Avenue.

G. CLOSED SESSION

G-1 Closed Session Announcement – City Attorney

The Council adjourned to closed session at 8:48 p.m. to discuss the items as listed on the agenda. Council Member Holley left at 10:58 p.m.

G-2 Conference with Legal Counsel – Existing Litigation. Subdivision (d)(1) of Government Code §54956.9

One case: MCA 1803, LLC, et al. v. City of Madera MCV073252

G-3 Conference with Labor Negotiators Pursuant to Government Code §54957.6

(A) Agency Designated Representatives: Arnoldo Rodriguez

Unrepresented Positions:

Planning Manager, Director of Community Development, Police Chief, Grant Administrator, City Engineer, Information Services Manager, Director of Parks & Community Services, Chief Building Official, Director of Financial Services, Public Works Operations Director and Director of Human Resources

(B) Agency Designated Representatives: Andy Medellin, Jose Rodriguez, Donald Holley

Unrepresented Positions: City Attorney, City Clerk

G-4 Closed Session Report – City Attorney

The Council returned from closed session at 11:48 p.m. Council Member Holley left at 10:58 p.m.

Item G-2 – An ad-hoc committee consisting of Council Members Gallegos and Holley was appointed to participate in settlement negotiations.

Item G-3 - No reportable action.

ADJOURNMENT - The meeting was adjourned at 11:49 p.m. Next regular meeting 01/16/19.

CONSISTENCY WITH THE VISION MADERA 2025 PLAN

Approval of the minutes is not addressed in the vision or action plans; the requested action is also not in conflict with any of the actions or goals contained in that plan.

SONIA ALVAREZ, City Clerk

ANDREW J. MEDELLIN, Mayor